



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of:**

Donald L. Yates

**Serial No.:** 10/633,069

**Filed:** August 1, 2003

**For:** METHOD OF REDUCING WATER  
SPOTTING AND OXIDE GROWTH ON A  
SEMICONDUCTOR STRUCTURE

**Confirmation No.:** 4229

**Examiner:** F. Stinson

**Group Art Unit:** 1746

**Attorney Docket No.:** 2269-3375.9US  
(95-0999.08/US)

**NOTICE OF EXPRESS MAILING**

Express Mail Mailing Label Number: EV826305148US

Date of Deposit with USPS: November 6, 2006

Person making Deposit: Brett Hooke

**TRANSMITTAL LETTER**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant submits herewith Part B - Fee(s) Transmittal for the above-captioned application. Inasmuch as Applicant previously paid the issue fee for this application, a Request to Apply Previously Paid Issue Fee to Issue Fee Required by New Notice of Allowance is also enclosed.

Also, enclosed is a Fee Addressee for Receipt of PTO Notices Relating to Maintenance Fees (2 pages).

Serial No.: 10/633,069

Applicant understands that no additional fees are required. However, if the Office determines that any comparison fees or other additional fees are required, the Commissioner is authorized to charge any such fees to TraskBritt Deposit Account No. 20-1469. A copy of this Transmittal Letter is enclosed for deposit account charging purposes.

Respectfully submitted,



James R. Duzan  
Registration No. 28,393  
Attorney for Applicant(s)  
TRASKBRITT  
P.O. Box 2550  
Salt Lake City, Utah 84110-2550  
Telephone: 801-532-1922

Date: November 6, 2006  
JRD/ps:lmh

Enclosures: Part B – Fee(s) Transmittal  
Copy of Transmittal Letter  
Request to Apply Previously Paid Issue Fee to Issue Fee Required by New Notice  
of Allowance, with attached Decision on Petition (3 pages)  
Fee Addressee for Receipt of PTO Notices Relating to Maintenance Fees (2 pages)

Document in ProLaw



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Confirmation No.: 4229

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(95-0999.08/US)

NOTICE OF EXPRESS MAILING

Express Mail Mailing Label Number: EV826305148US

Date of Deposit with USPS: November 6, 2006

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**REQUEST TO APPLY PREVIOUSLY PAID ISSUE FEE TO ISSUE FEE REQUIRED  
BY NEW NOTICE OF ALLOWANCE**

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the Decision Granting Petition Under 37 CFR 1.313(c)(2), mailed August 14, 2006 (a copy of which is attached hereto), Applicant respectfully requests that the issue fee paid April 25, 2006, in the amount of \$1,715.00 be applied to the issue fee due under the new Notice of Allowance mailed August 29, 2006. The \$1,715.00 amount previously paid was for payment of the issue fee, the publication fee, plus five (5) extra copies of the patent when issued.

Serial No. 10/633,069

This Request is submitted simultaneously with the new Part B – Fee(s) Transmittal (Form PTOL-85) and accompanying papers.

Respectfully submitted,



James R. Duzan  
Registration No. 28,393  
Attorney for Applicant(s)  
TRASKBRITT  
P.O. Box 2550  
Salt Lake City, Utah 84110-2550  
Telephone: 801-532-1922

Date: November 6, 2006  
JRD/ps:lmh

Attachment: Copy of Decision on Petition mailed August 14, 2006

Document in ProLaw



UNITED STATES PATENT AND TRADEMARK OFFICE

**FIP EMAIL**

RECEIVED

UNITED STATES PATENT AND TRADEMARK OFFICE  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

AUG 18 2006

TRASKBRITT, P.C.

TRASK BRITT  
P.O. BOX 2550  
SALT LAKE CITY, UT 84110

COPY MAILED

AUG 14 2006

OFFICE OF PETITIONS

In re Application of :  
Donald L. Yates :  
Application No. 10/633,069 :  
Filed: August 1, 2003 :  
Attorney Docket No.: 3375.9US (95-0999.08/US) :

ON PETITION

This is a decision on the petition, filed August 7, 2006, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

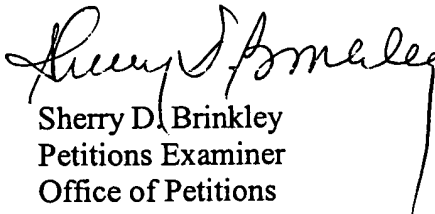
The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

*Petitioner is advised that the issue fee paid on April 25, 2006, in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.<sup>1</sup>*

Telephone inquiries relating to this decision should be directed to the undersigned at (571) 272-3204.

The application is being referred to Technology Center AU 1746 for further processing of the request for continued examination under 37 CFR 1.114.

  
Sherry D. Brinkley  
Petitions Examiner  
Office of Petitions

<sup>1</sup>The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).